IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

Criminal Bail Application No.2218 of 2006

Deepak @Buddha Kantaprasad Mishra ..Applicant

vs

State of Maharashtra ..Respondents

Mr.Dnyaneshwahar Deshmukh for the applicant

Mr. S.S.Tatkare, Assistant Public Prosecutor for the respondent.

CORAM: KSHITIJ R. VYAS, C.J.

DATE: JUNE 23, 2006.

P.C.:-

Head the leaned counsel for the applicant as well as the learned Assistant Public Prosecutor for the State. I have perused the case papers. The applicant is involved in the offences under sections 307, 323, 324, 143, 147, 149, read with 34 of Indian Penal Code. There is no dispute that the co-accused Santosh.D. Balid and Ramesh.M.Singh have been already released on bail.

As far as the role played by the present applicant, it is alleged that he has caused injury at the middle side below the left ear having size of 8 cms x 6 cms by using a

hockey stick. It is true that the present applicant and the other co-accused are involved in serious offence under section 307 and have formed unlawful assembly. However, with a view to maintain parity and the role attributed to the present applicant, the applicant is released on bail on the following conditions:

The applicant shall be released on bail on his executing P.R. In the sum of Rs.15,000/- with one surety in the like amount, on usual terms and conditions with an additional condition that he shall not enter Ulhasnagar city till the trial is over. After the release on bail, he applicant shall file in the trial court and also at Ulhasnagar Police Station the address of his residence where he will reside till disposal of the case. He should also mention name of the nearest police station of the place where he will reside during the pendency of the case. He shall also report once in a fortnight at the said nearest police station on any Tuesday between 10 a.m. To 1.00 p.m. till disposal of the case. Any breach of aforesaid conditions shall be a ground for cancellation of bail.

CHIEF JUSTICE